

MELINDA HAAG (CABN 132612)  
United States Attorney

MIRANDA KANE (CABN 150630)  
Chief, Criminal Division

ALLISON MARSTON DANNER (CABN 195046)  
Assistant United States Attorney

150 Almaden Boulevard, Suite 900  
San Jose, California 95113  
Telephone: (408) 535-0910  
FAX: (408) 535-5066  
[Email: allison.danner@usdoj.gov](mailto:allison.danner@usdoj.gov)

Attorneys for the United States

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

UNITED STATES OF AMERICA,	)	No. CR 11-00185 LHK
	)	
Plaintiff,	)	STIPULATION AND <del>[PROPOSED]</del>
	)	ORDER TO CONTINUE STATUS
v.	)	CONFERENCE FROM DECEMBER 7,
	)	2011 TO FEBRUARY 1, 2012
DOUGLAS WEINSTEIN,	)	
	)	
Defendant.	)	Date: December 7, 2011
	)	Time: 10:00 a.m.
	)	Court: The Hon. Lucy H. Koh

The parties are scheduled to appear before this Court for a status appearance on December 7, 2011. Counsel for defendant is currently in trial in state court and cannot attend the scheduled status. In addition, both defendant and the government are continuing to investigate the offense in this case. Until those investigations are completed, the parties cannot determine an appropriate resolution for this case. In light of these ongoing investigations and the unavailability of defense counsel, the parties jointly request to continue the scheduled status appearance until Wednesday, February 1, 2012 at 10:00 a.m. The parties agree that the time

USA'S STIP. TO CONTINUE DATE  
FOR STATUS CONF.  
[CR 11-00185 LHK]

1 between December 7, 2011 through February 1, 2012 is properly excluded pursuant to the  
2 Speedy Trial Act, Title 18 United States Code, sections 3161(h)(7)(A) and 3161(h)(7)(B)(iv) as  
3 reasonable time necessary for effective preparation, taking into the account the exercise of due  
4 diligence, and that the interests of justice outweigh the best interest of the public and the  
5 defendant in a speedy trial.

6 SO STIPULATED:

7  
8 MELINDA HAAG  
9 United States Attorney

10 DATED: December 6, 2011

11 \s\  
12 ALLISON MARSTON DANNER  
Assistant United States Attorney

13 DATED: December 6, 2011

14 \s\  
JONATHAN MCDOUGALL  
Attorney for DOUGLAS WEINSTEIN

15 For the foregoing reasons, the Court continues the next status conference in this case from  
16 December 7, 2011 to February 1, 2012 at 10:00 a.m. For the reasons stated above, the Court  
17 further finds that the ends of justice served by granting the requested continuance outweigh the  
18 best interests of the public and the defendant in a speedy trial. See U.S.C. § 3161(h)(7)(A) and  
19 3161(h)(8)(7)(iv). Accordingly, time shall be excluded from December 7, 2011 through  
20 February 1, 2012.  
21

22 SO ORDERED.

23  
24  
25 DATED: 12/7/11

26   
LUCY H. KOH  
Judge, United States District Court

27  
28  
USA'S STIP. TO CONTINUE DATE  
FOR STATUS CONF.  
[CR 11-00185 LHK]